2009 DRAFTING REQUEST

Senate Joint Resolution

Received: 11/11/2008					Received By: agary		
Wanted: As time permits				Identical to LRB: By/Representing: Eric Peterson Drafter: agary			
For: Lena Taylor (608) 266-5810 This file may be shown to any legislator: NO							
							May Contact:
Subject: Transportation - driver licenses					Extra Copies: EVM		
Submit v	via email: YES						
Requeste	er's email:	Sen.Taylor	@legis.wis	consin.gov			
Carbon o	copy (CC:) to:	aaron.gary	@legis.wis	consin.gov			
Pre Top	oic:						
No speci	fic pre topic gi	ven					
Topic:							.,,.,
-	g privilege sus ry suspension	pension for dru	g and contro	olled substanc	ce violations; opt o	ut of federal pro	ogram for
Instruct	tions:				***************************************		
See attac	ched						
Drafting	g History:				Amin's Phatecol to second and make the same to avoid any Second section of the second second second	9-14-16-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1	***************************************
Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	agary 11/14/2008	jdyer 11/21/2008					
/1			jfrantze 11/21/20	08	mbarman 11/21/2008	cduerst 02/02/2009	

FE Sent For:

2009 DRAFTING REQUEST

Senate Joint Resolution

Identical to LRB: By/Representing: Eric Peterson Drafter: agary Addl. Drafters:					
			Extra Copies: EVM		
•					
- 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1					
for					
V					
uired					

FE Sent For:

2009 DRAFTING REQUEST

Senate Joint Resolution

Received: 11/11/2008

Received By: agary

Wanted: As time permits

Identical to LRB:

For: Lena Taylor (608) 266-5810

By/Representing: Eric Peterson

This file may be shown to any legislator: NO

Drafter: agary

May Contact:

Addl. Drafters:

Subject:

Transportation - driver licenses

Extra Copies:

EVM

Submit via email: YES

Requester's email:

Sen.Taylor@legis.wisconsin.gov

Carbon copy (CC:) to:

aaron.gary@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Operating privilege suspension for drug and controlled substance violations; opt out of federal program for mandatory suspension

Instructions:

See attached

Drafting History:

Vers.

<u>Drafted</u>

Typed

Reviewed

Proofed

Submitted

Jacketed

Required

/?

agary

FE Sent For:

<END>

Gary, Aaron

To: Subject:

Peterson, Eric

RE: Driver License bills

----Original Message----

From: Peterson, Eric

Sent: Monday, November 10, 2008 11:02 AM

To: Gary, Aaron

Subject: FW: Driver License bills

Aaron,

I need redrafting done for the 09 session based on bills from the 07 session.

1- Please redraft and 2007 SJR 82 into 2009 session format with no language changes.

Please contact me at the office if you have questions. Nicole Yunk of Justice 2000, Inc and Mitch Warren of DOT are authorized to see and comment on drafting.

Thanks, Eric

Eric M. Peterson Office of Senator Lena C. Taylor 608-266-5810

----Original Message----

From: Warren, Mitchell [mailto:mitchell.warren@dot.state.wi.us]

Sent: Friday, November 07, 2008 2:48 PM

To: Mcginnis, Cindy; Peterson, Eric

Cc: Nikki Yunk (E-mail)

Subject: Driver License bills

Hi Cindy and Eric, I hope fall is treating you well.

Speaking with Nichole Yunk I understand you're planning on beginning the drafting on the Driver License Recovery Omnibus package, and the Federal Drug opt-out.

I thought I'd throw my \$.02 out from DOT.

As I recall, the opt-out bill and companion joint resolutions were perfect last session. Recommend a redraft using those bills as models. Please remember, this is not a proposal that DOT supports nor opposes.

Take care.

-Mitch

Mitchell Warren, Operations Chief DMV Bureau of Field Services WisDOT (608) 266-2743 mitchell.warren@dot.state.wi.us 2007 - 2008 LEGISLATURE

LRB-3862/1-ARCIMI:jf

200% SENATE JOINT RESOLUTION 82

D. Not

January 24, 2008 – Introduced by Senators Taylor and Miller, cosponsored by Representatives Grigsby, Fields, Kessler, Mason, Parisi, Sinicki, Toles and Turner. Referred to Committee on Transportation and Tourism.

Relating to: opposing a federal mandate requiring the suspension or revocation of 1 driver's licenses in all circumstances where a person has been convicted of a drug or other controlled substances violation and exercising the state's option to opt out of this federal mandate. Whereas, federal law, under 23 USC 159 and regulations promulgated under this federal statute, including 23 CFR 192, requires states, as a prerequisite to 6 receiving certain federal transportation-related funds, either to enact a state law 7 mandating the suspension or revocation of driver's licenses in all circumstances 8 where a person has been convicted of a drug or other controlled substances violation 10 or to resolve that the state is opposed to a federal mandate requiring the suspension or revocation of driver's licenses in these circumstances; and 11 12 Whereas, this state adopted legislation in accordance with this federal law in chapters 938 and 961 of the Wisconsin statutes, mandating driver's license 13 14 suspensions for adults and juveniles convicted or adjudicated of a violation of this

state's Uniform Controlled Substances Act; and

15

17

Whereas, the number of suspensions for violations of this state's uniform 1 controlled substances rose from 8,130 in 2001 to 14,849 in 2006; and 2 Whereas, 37 states have adopted resolutions in opposition to the federal 3 mandate, in accordance with the provisions of federal law described above; and 4 Whereas, the state desires to modify its legislation that was adopted in 5 accordance with this federal law and to instead opt out of this federal mandate, and 6 to do so without loss of federal transportation-related funds to the state; now, 7 therefore, be it 8 Resolved by the senate, the assembly concurring, That the state of 9 Wisconsin opposes a federal mandate requiring the suspension or revocation of 10 driver's licenses in all circumstances where a person has been convicted of a drug or 11 12 other controlled substances violation and exercises its option to opt out of this federal mandate: and, be it further 13 Resolved, That the assembly chief clerk shall send copies of this joint 14 resolution to the secretary of the U.S. department of transportation and to each 15 member of the congressional delegation from this state. 16

(END)

() Note

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

ARG: N:...

LRB-0711/1dn

date

ATTN: Eric Peterson

The attached is a redraft of 2007 SJR 82. In drafting 2007 SJR 82, I relied on statistics provided to me and did not independently verify those statistics. In the attached redraft, I have repeated the statistics included in 2007 SJR 82 and have not attempted to verify or update these statistics. If you believe the statistics contained in the third and fourth whereas clauses of the attached draft are no longer accurate, please provide me with the updated statistics and I will insert them.

Aaron R. Gary Legislative Attorney Phone: (608) 261–6926

E-mail: aaron.gary@legis.wisconsin.gov

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-0711/1dn ARG:jld:jf

November 21, 2008

ATTN: Eric Peterson

The attached is a redraft of 2007 SJR 82. In drafting 2007 SJR 82, I relied on statistics provided to me and did not independently verify those statistics. In the attached redraft, I have repeated the statistics included in 2007 SJR 82 and have not attempted to verify or update these statistics. If you believe the statistics contained in the third and fourth whereas clauses of the attached draft are no longer accurate, please provide me with the updated statistics and I will insert them.

Aaron R. Gary Legislative Attorney Phone: (608) 261–6926

E-mail: aaron.gary@legis.wisconsin.gov

Duerst, Christina

From:

Peterson, Eric

Sent:

Monday, February 02, 2009 4:22 PM LRB.Legal

To:

Subject:

Draft Review: LRB 09-0711/1 Topic: Operating privilege suspension for drug and controlled substance violations; opt out of federal program for mandatory suspension

RUSH

Please Jacket LRB 09-0711/1 for the SENATE.